

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Roads & Buildings Department- Medak District -Acquisition of lands for formation of PWD road from Kolgoor- Venkatraopet (V)- E.P No 19 of 2011 in OP No. 32/90 in A.S. No. 2352/93 filed by S. Sathyanarayana Rao & (48) others-Request for providing of funds towards payment of land compensation – Administrative Sanction – Orders – Issued.

TRANSPORT, ROADS AND BUILDINGS (R-III) DEPARTMENT

G.O.Rt.No. 14

Dated: 02-01- 2013.

Read the following

- 1) From the E-in-C (R&B), SR, Hyderabad, Lr.No.311416/EE (T)/DEE-6/AEE-4/ 2009-2010, Dated: 20-4-2012
- 2) Govt. Memo No. 5015/R-III(1)/2012 Dated: 8-6-2012.
- 3) From the E-in-C (R&B), SR, Hyderabad, Lr.No.311416/EE (T)/DEE-6/AEE-4/ 2009-2010, Dated: 6-10-2012

ORDER:

In the reference read above, the E-in-C (R&B)SR, Hyd., has stated that the road from Kolgoor to Venkatraopet in Medak district was formed in the year 1983 by PWD (R&B) Department by acquiring the lands duly paying compensation to the land owner to the extent of land acquired. Sri S. Sathyanarayana Rao & (48) others have approached the Hon'ble Senior Civil Judge Court at Siddipet and filed the O.P. No. 32/90 for enhancement of compensation for the land acquired for formation of the above road. The Subordinate judge has passed decree on 24-9-1991 against O.S. No. 32 of 1990 duly fixing the market value at the rate of 12,000/- per acre for Dry land and Rs 15000/- per Wet land including the compensation already awarded by the LAO/ Govt., of A.P. i.e. 1835/- per Acre for Dry land, Rs 4260/- per Acre for Wet land situated at villages of Kolgoor and Venkatraopet with 30% solatium and 12 % additional market value from the date of taking possession till the date of passing the award. The Judge also passed interest at the rate of 9% on the additional compensation for one year and 15% thereafter till the date of payment and directed the LAO/ Govt., to deposit the value of decretal amount (in all) with in three months from the date of the decree deducting the amount already paid to the claimants. Further the judge directed the Respondent / LAO to pay sum of Rs 5052/- towards the proportional cost of O.P. to the Claimants. The land Acquisition Officer, (RDO, Siddipet) has filed suit vide A.S. No. 2352 of 1993 against O.S. No. 32/ 1990 in the Hon'ble High Court of A.P. But, the Hon'ble High Court dismissed the A.S on 23-12-2010.

2. The E-in-C (R&B)SR, Hyd., has further stated that the Claimants have filed executive petition vide E.P. No. 19 of 2011 in Hon'ble Lower Court for attachment of Govt., Property. The Govt., Pleader in his letter No. A.S. No. 2352/1993/KR/2011 dated 13-6-2011 opined that this is not a fit case for filling an appeal. Hence, the RDO, Siddipet has worked out the decretal amount of Rs. 6, 45,070/- and requested to deposit the same immediately. Mean while the Senior Civil Judge at Siddipet has ordered on 9-2-2012 for attachment of Office of the RDO, Siddipet.

3. In the reference 2nd read above, the ENC (R&B) SR, Hyderabad has been requested to verify and confirm whether the decretal charges is in conformity with the orders of the High Court in OP. No. 32/90 in A.S. No.2352/93 dated 23-12- 2010 for taking further necessary action

4. In the reference 3rd read above, the ENC (R&B) SR, Hyderabad has stated that the RDO Siddipet has worked out the revised calculation of decretal amount of Rs 4, 92,591.00 as per revised calculation sheet and requested to deposit the same immediately. The ENC (R&B) SR, has requested the Govt., to release LOC for Rs 4,92,591/-under contingency fund 5054—04-800-11-SH (08)-530 / 532 lands (Charged) to deposit the same with RDO Siddipet in view of the Hon'ble Court Warrant and to avoid legal complications.

(P.T.O)

5. Government, after careful examination of the proposal of the Engineer-in-Chief (R&B) State Roads, Hyderabad, hereby accord administrative sanction for an amount of Rs.4,92,591/- (Rupees four Lakhs, ninety two Thousand five hundred and ninety one only) towards payment of decretal amount for depositing with the Revenue Divisional Officer, Siddipet in the E.P. filed in O.P. No.32/90.

6. The amount sanctioned in Para (5) above shall be met initially by way of an advance from the contingency fund from the head of Account "MH 5054-Capital out lay on Roads and Bridges, 04-District and Other Roads, MH-800-Other Expenditure,GH-11-Normal State Plan, SH(08)-Other Roads, 530-Major Works, 532-Lands (charged)"

7. The E-in-C (R&B) SR, Hyderabad shall draw the amount sanctioned in Para (5) above and take necessary action.

8. The E-in-C (R&B), SR, Hyderabad shall send necessary proposals to Government during the current financial year 2012-2013 at appropriate time for obtaining supplementary Grant to recoup the advance sanctioned from the contingency fund.

9. This order issues with the concurrence of Finance (Expr. PW) Department vide their U.O. No 29461/1321/A2/Expr.PW/12, dt.27-11-2012

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.P.SINGH
PRINCIPAL SECRETARY TO GOVERNMENT

To
The E-in-C (R&B), SR, Hyderabad.

Copy to:

The Finance (Expr. PW) Dept.
The Accountant General, A.P., Hyd.
The Pay and Accounts Officer, A.P., Hyd.
The RDO, Siddipet, Medak District
The P.S. to Minister (R&B)
The P.S. to Prl.Secy.,R&B Dept.
SF/Sc.

//FORWARDED:BY ORDER//

SECTION OFFICER